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PTO/SB/64 (08-03)

Approved for use through 07/31/2008. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED  
UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

Docket Number (Optional)

**RECEIVED**  
DEC 01 2003

OFFICE OF PETITIONS

First named inventor: **LEE, WEN-TSAO**Application No.: **09/681,524**Art Unit: **2789**Filed: **04/23/2001**Examiner: **SANTIAGO, MARICELI**Title: **MULTI-TUBE FLUORESCENT DISCHARGE LAMP**

Attention: Office of Petitions

**Mail Stop Petition**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

FAX: (703) 308-6916

NOTE: If information or assistance is needed in completing this form, please contact Petitions  
Information at (703) 305-9282.

The above-identified application became abandoned for failure to file a timely and proper reply to a  
notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the  
expiration date of the period set for reply in the Office notice or action plus an extensions of time  
actually obtained.

**APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION**

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee --required for all utility and plant applications  
filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

## 1. Petition fee

☒ Small entity-fee \$ **665.00** (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.☐ Other than small entity - fee \$ \_\_\_\_\_ (37 CFR 1.17(m))

## 2. Reply and/or fee

A. The reply and/or fee to the above-noted Office action in

the form of **PTO-2038** (identify type of reply):

- ☐ has been filed previously on \_\_\_\_\_  
☒ is enclosed herewith.

B. The issue fee of \$ \_\_\_\_\_

- ☐ has been paid previously on \_\_\_\_\_  
☐ is enclosed herewith.

[Page 1 of 2]

This collection of information is required by 37 CFR 1.137. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. 1450, Alexandria, VA 22313-1450. **DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

*If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.*

12/01/2003 RYDHDAF1 00000004 09681524

01 FC:2453

665.00 OP

RECEIVED  
DEC 01 2003

OFFICE OF PETITIONS

## 3. Terminal disclaimer with disclaimer fee

- ☒ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.
- ☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ \_\_\_\_\_ for a small entity or \$ \_\_\_\_\_ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE: The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D))].

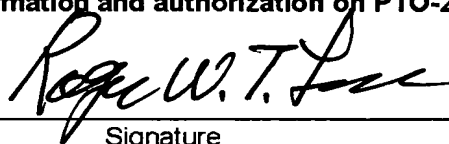
**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

November 24, 2003

Date

Telephone

Number: 886-3-3078872



Signature

Roger W. T. Lee

Typed or printed name

6 Fl., No.12, Alley 18, Lane 105, Chiauui St.#1

Address

Enclosures: ☒ Fee Payment☒ Reply☐ Terminal Disclaimer Form☒ Additional sheets containing statements establishing unintentional delay☒ Other: Amendment-----25 Pages

Dashi Jen, Taoyuan, Taiwan 335

Address

## CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]

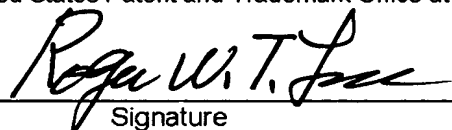
I hereby certify that this correspondence is being:

☒ deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

☐ transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (703) 308-6916.

November 24, 2003

Date



Signature

Roger W. T. Lee

Type or printed name of person signing certificate

First named inventor: LEE, WEN-TSAO

Application No.: 09/681,524

Filed: 04/23/2001

RECEIVED  
DEC 01 2003  
OFFICE OF PETITIONS

## Statement of Petition



In the beginning of April 2003, I moved from Hsinchu city to Taoyaun, and, then on June 8, 2003, I went back to my former residence in Hsinchu and received four letters of Office Action sent by USPTO. I have specified deadline for my response to each Office Action, including the Appl. No. 09/681,524 letter of the first Office Action, a response to the first Office Action issued by USPTO on March 14, 2003 (please refer to attachment 1), I set September 14, 2003 (3 months after the Office Action was issued by USPTO and plus 3 months payment Extension) as the deadline of the completion and mailing of my response to Office Action.

This response of Appl. No. 09/681524 to the Office Action of March 14, 2003, was faxed to USPTO TC2800 at 09:45 p.m. September 14, 2003, and the fax machine indicated that this transmission had been successfully completed (please refer to attachment 2).

Then, on October 23, 2003, I received a letter (please refer to attachments 3-4) from USPTO TC2800, saying that the Appl. No. 09/681524 was "Abandoned." I contacted and requested USPTO TC2800 to fax me back the cover pages of the four responses of Office Action I had previously faxed to TC2800. On October 27, 2003, Wynette Stapor, the person in TC2800 who answered my request, faxed me the cover pages of three responses (please refer to attachments 5-9) but not included the cover page of response of Appl. No. 09/681524. I faxed another request addressing to Wynette Stapor for the missing cover page. After waiting for several days with no answer from TC2800, I called again and asked for Wynette Stapor on October 31 and November 1, but she was not in the office.

I dialed the phone number 703-308-0956 of her proxy that Wynette Stapor left in her automatic answering message, and was told that the response of Appl. No. 09/681524 could not be found and was suggested that I file a petition.

Above statement are the facts concerning this matter. One copy of response to the Office Action is enclosed herewith and reviving the No. 09/681524 application would be much appreciated.

Sincerely yours,

Roger W.T. Lee



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231  
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/681,524	04/23/2001	Wen-Tsao Lee		4634

28639 7590 03/14/2003

WEN-TSAO LEE  
NO. 10-17, SHIAUFENLIN  
DALIN TSUEN, BEI PU  
HSINCHU, 314  
TAIWAN



EXAMINER	
SANTIAGO, MARICELI	
ART UNIT	PAPER NUMBER

2879

DATE MAILED: 03/14/2003

Please find below and/or attached an Office communication concerning this application or proceeding.



中華電信

用戶名稱：韋怡  
 彙寄編號：  
 用戶帳號：B89897177401001  
 代繳帳號：  
 開立帳單號碼：3388 3078872

中華電信股份有限公司

92 年10月通話明細清單

第 3 頁  
共 4 頁

市內電話通信費每日彙總

營運處 代 號	用戶號碼	日 期	金 額	日 期	金 額	日 期	金 額	日 期	金 額
撥打市內電話：									
3388	3078872	09/10	2.700	09/12	5.400	09/24	2.700	09/29	2.700
		09/30	5.400	10/01	5.400	10/02	13.500		
市內電話通信費小計（含稅）：			38 元						

國內長途直撥通話明細

營運處 代 號	用戶號碼	日期	受話地	受話號碼	通話 種類	始話時刻	終話時刻	通話秒數	應收話費
3388	3078872	0910	三峽	26723633	S	11:39:47	11:41:12	85	2.975
3388	3078872	0910	台北北區	25579251	S	11:44:57	11:55:06	609	21.315
3388	3078872	0912	台北東區	27697260	S	11:03:17	11:06:33	196	6.860
3388	3078872	0917	台北東區	26587515	S	12:04:28	12:05:26	58	2.030
3388	3078872	0917	板橋	29646009	S	12:59:24	12:59:55	31	1.085
3388	3078872	0917	雙和	29252626	S	14:59:43	15:01:28	105	3.675
3388	3078872	0922	雙和	22256269	S	10:22:00	10:23:50	110	3.850
3388	3078872	0922	台北南區	23011267	S	10:24:47	10:26:00	73	2.555
3388	3078872	0922	中埔	2531831	S	10:52:11	10:55:30	199	6.965
3388	3078872	0923	樹林	26809180	S	11:45:46	11:45:56	10	0.350
3388	3078872	0923	士林	28822846	S	11:59:45	12:03:06	201	7.035
3388	3078872	0924	台北北區	27756860	S	10:34:15	10:35:15	60	2.100
3388	3078872	0924	台北北區	27756981	S	10:36:51	10:42:37	346	12.110
3388	3078872	0926	台北南區	27094104	S	13:49:31	13:51:07	96	3.360
3388	3078872	0929	花蓮	8322141	S	16:06:22	16:07:11	49	1.715
3388	3078872	0929	花蓮	8339641	S	16:07:29	16:09:48	139	4.865
3388	3078872	0929	台北南區	23587877	S	16:16:53	16:22:17	324	11.340
國內長途直撥通話費小計（含稅）：			94 元						

通話種類代號說明：  
 [S] 國內長途直撥

國際直撥或人工接續電話通話明細

日期	受話地／ 受付發話地	受話號碼／ 受話人付費 國外發話號碼	發話人／ 來話受話人／	通話 種類	始話 時刻	終話 時刻	計費 單位	應收 話費	索引 號碼
電話號碼：3388 3078872									
0915	U.S.A.	17038729318		PR	08:33:49	08:45:28	117	8.370	c37116
1001	U.S.A.	14089240847		PR	08:58:01	09:02:16	43	3.870	c37102
合 計：		12 元							

P.65219

Attachment 2



# UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/681,524	04/23/2001	Wen-Tsao Lee		4634

28639 7590 09/30/2003

WEN-TSAO LEE  
6FL., NO. 12 ALLEY 18, LANE 105, CHIAUAI ST. #1,  
DASHI JEN  
TAIWAN, 314  
TAIWAN



EXAMINER

SANTIAGO, MARICELI

ART UNIT PAPER NUMBER

2879

DATE MAILED: 09/30/2003

Please find below and/or attached an Office communication concerning this application or proceeding.

AK

**Notice of Abandonment**

**Application No.**

09/681,524

**Examiner**

Mariceli Santiago

**Applicant(s)**

LEE, WEN-TSAO

**Art Unit**

2879

**-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--**

This application is abandoned in view of:

1. ☒ Applicant's failure to timely file a proper reply to the Office letter mailed on 13 March 2003.
  - (a) ☐ A reply was received on \_\_\_\_\_ (with a Certificate of Mailing or Transmission dated \_\_\_\_\_), which is after the expiration of the period for reply (including a total extension of time of \_\_\_\_\_ month(s)) which expired on \_\_\_\_\_.
  - (b) ☐ A proposed reply was received on \_\_\_\_\_, but it does not constitute a proper reply under 37 CFR 1.113 (a) to the final rejection.  
(A proper reply under 37 CFR 1.113 to a final rejection consists only of: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114).
  - (c) ☐ A reply was received on \_\_\_\_\_ but it does not constitute a proper reply, or a bona fide attempt at a proper reply, to the non-final rejection. See 37 CFR 1.85(a) and 1.111. (See explanation in box 7 below).
  - (d) ☒ No reply has been received.
2. ☐ Applicant's failure to timely pay the required issue fee and publication fee, if applicable, within the statutory period of three months from the mailing date of the Notice of Allowance (PTOL-85).
  - (a) ☐ The issue fee and publication fee, if applicable, was received on \_\_\_\_\_ (with a Certificate of Mailing or Transmission dated \_\_\_\_\_), which is after the expiration of the statutory period for payment of the issue fee (and publication fee) set in the Notice of Allowance (PTOL-85).
  - (b) ☐ The submitted fee of \$\_\_\_\_\_ is insufficient. A balance of \$\_\_\_\_\_ is due.  
The issue fee required by 37 CFR 1.18 is \$\_\_\_\_\_. The publication fee, if required by 37 CFR 1.18(d), is \$\_\_\_\_\_.
  - (c) ☐ The issue fee and publication fee, if applicable, has not been received.
3. ☐ Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of Allowability (PTO-37).
  - (a) ☐ Proposed corrected drawings were received on \_\_\_\_\_ (with a Certificate of Mailing or Transmission dated \_\_\_\_\_), which is after the expiration of the period for reply.
  - (b) ☐ No corrected drawings have been received.
4. ☐ The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.
5. ☐ The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.
6. ☐ The decision by the Board of Patent Appeals and Interference rendered on \_\_\_\_\_ and because the period for seeking court review of the decision has expired and there are no allowed claims.
7. ☐ The reason(s) below:

*Lenne*  
NIMESHKUMAR D. PATEL  
SUPERVISORY PATENT EXAMINER  
TECHNOLOGY CENTER 2800

008274701  
TECHNOLOGY CENTER 2800  
SUPERVISORY PATENT EXAMINER  
NIMESHKUMAR D. PATEL

Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to minimize any negative effects on patent term.



# Wynette Stapor

United States Patent and Trademark Office

Customer Service Center, Technology Center 2800

Phone 703/306-3329

Fax 703/306-5515

Date: 11/04/03

To: Roger W. T. Lee

Total # of pages-including cover sheet: 5

Fax # 886-3-3078928

From: Wynette Stapor

In reply to: Your fax dated 10-27-03- Here are copies of the amendments with our Rec'd dates for S/N 09/683208, 09/681525 and 09/683924. S/N 09/683208- I had to order that case from our warehouse. I should have in a few days. Please call if I can be of any more assistance. My direct phone number is 703-306-5720.

Thanks

Wynette Stapor

Customer Service Office

TC 2800

FAX\*FAX\*FAX\*FAX\*FAX\*FAX\*FAX\*FAX\*FAX\*FAX

TO: Customer Service USPTO TC2800  
FAX NO.: 7038729317  
RE: Return Receipt of Cover Page

DATE: October 27, 2003  
FROM: Wen-Tsao Lee  
CUSTOMER NO.: 28639  
FAX NO.: 886 3 3078928

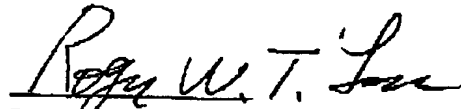
Sir,

Four responses for Office Action had been sent to USPTO TC 2800 Fax No. 7038729318. Till now I have not received the four Return Receipts of the responses of Office Action. The four responses as follow:

1. Appl No.: 09/681525 Transmission Date: August 30, 2003 Time: PM08:34
2. Appl No.: 09/681524 Transmission Date: September 14, 2003 Time: PM08:31
3. Appl No.: 09/683208 Transmission Date: October 8, 2003 Time: PM06:49 9200
4. Appl No.: 09/683924 Transmission Date: October 16, 2003 Time: PM07:26

Could you send these Return Receipts to me by FAX. Thanks you for your assistance.

Sincerely yours,



Roger W.T. Lee

Fax: 886-3-3078928

[rogerwt@ms23.binet.net](mailto:rogerwt@ms23.binet.net)

6Fl., No. 12, Alley 18, Lane 105,

Chiauai St.#1, Dashi Jen.

Taoyuan 335. Taiwan

RECEIVED  
OCT 27 2003  
Technology Center 2800

寄件者: Roger 收件者: TC2600

日期: 2003/10/9 時間: AM 08:58:48

第 1 頁 (共 9 頁)

IN THE UNITED STATES  
PATENT AND TRADEMARK OFFICE

Appl. No. : 09/683,208  
Applicant : Lee, Wen-Tsao  
Filed : 12/02/2001

Confirmation No. 3351

IC/AJL : 2873  
Examiner : SUGARMAN, SCOTT J  
Customer No. : 28639

Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

RECEIVED  
CENTRAL FAX CENTER  
OCT 09 2003

## AMENDMENT

OFFICIAL

Sir:

In response to the Office action of 04/08/2003, please amend the above-identified application as follows:

Amendments to the Specification begin on page 2 of this paper.

Amendments to the Claims are reflected in the listing of claims which begins on page 6 of this paper.

Remarks begin on page 9 of this paper.

Page 1 of 9

Received from < 886 J 3072828 > at 10/2/03 6:50:08 PM (Eastern Daylight Time)

Attachment 7

**IN THE UNITED STATES  
PATENT AND TRADEMARK OFFICE**

Appl. No. : 09/683,924  
Applicant : Lee, Wen-Tsao  
Filed : 03/03/2002  
TC/AU. : 2877  
Examiner : STAFIRA, MICHAEL PATRICK  
Customer No. : 28639

Confirmation No. 2398

**RECEIVED**  
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Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

**AMENDMENT**

Sir:

In response to the Office action of 04/16/2003, please amend the above-identified application as follows:

Amendments to the Specification begin on page 2 of this paper.

Amendments to the Claims are reflected in the listing of claims which begins on page 3 of this paper.

Remarks begin on page 6 of this paper.

Page 1 of 6

Received from < 888 3 2078628 > at 10/16/03 7:25:53 PM [Eastern Daylight Time]

**Attachment 8**

收件者: Roger 收件者: TC2800

日期: 2003/9/1 时间: AM 09:41:48

第 1 页 (共 25 页)

IN THE UNITED STATES  
PATENT AND TRADEMARK OFFICE

Appl. No. : 09/681,525  
Applicant : Lec, Wen-Tsao  
Filed : 04/23/2001  
TC/A.U. : 2831  
Examiner : HA, NGUYEN T  
Customer No. : 28639

Confirmation No. 4636

RECEIVED  
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SEP 02 2003

Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

AMENDMENT

OFFICIAL

Sir:

In response to the Office action of 03/31/2003, please amend the above-identified application as follows:

Amendments to the Specification begin on page 2 of this paper.

Page 1 of 25

Received from = 980 3 3078928 - at 03/03 0:32:20 PM [Eastern Daylight Time]

Attachment 9